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Mallory J. Schardt

Typed or Printed Name of Person Sending Paper or Fee

Signature

April 27, 2007

Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of: )  
ERNST MARKART ) Examiner: Paul Sang Hwa Hyun  
for: TEST STRIP SYSTEM ) Group Art Unit: 1743  
Serial No.: 10/043,681 ) Confirmation No.: 9212  
Filed: January 10, 2002 ) Atty. Docket No.: 3597-0013-1

*Hartford, Connecticut, April 27, 2007*

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

S I R:

Applicant(s) submits herewith Form PTO/SB/08A identifying patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Under 37 CFR 1.97 (b)

☐ This Information Disclosure Statement is being filed within three months of the filing date of the application, or the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, whichever event occurs last.

Under 37 CFR 1.97 (c)

☐ This Information Disclosure Statement is being filed *after* three months of the filing date of this national application, or the date of entry into the national stage as set forth in §1.491 in an international application, or after the mailing date of the first Office Action on the merits, whichever event occurred last, but *before* the mailing date of either a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first.

☐ A certification as specified in 37 CFR 1.97(e) is set forth below or

☐ Fee as set forth in 37 CFR 1.17(p) (\$180.00).

Under 37 CFR 1.97(d)

☒ This Information Disclosure Statement is being filed *after* a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee. Applicant hereby petitions for the consideration of this Information Disclosure Statement, 37 CFR 1.97(d)(ii). A certification as specified in 37 CFR 1.97(e) is set forth below.

☒ A certification as specified in 37 CFR 1.97(e) is set forth below and

☐ Fee as set forth in 37 CFR 1.17(p) (\$180.00).

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**CERTIFICATION (37 CFR 1.97(e))**

☒ Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.

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Under 37 CFR 1.98(a)(2)(i)

☒ Because the above-referenced application was filed after June 30, 2003, pursuant to USPTO Notice dated 7/11/2003 ("*Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications filed after June 30, 2003*") Applicant(s) do not provide copies of the U.S. patents identified on the attached PTO/SB/08A form at this time. Should the Examiner require the U.S. patent copies, Applicants respectfully request the Examiner contact Applicants' Representative at the number listed below.

Applicants respectfully request that any deficiencies in the fees be charged to Deposit Order Account No. 13-0235.

Respectfully submitted,

McCormick, Paulding & Huber LLP  
185 Asylum Street, CityPlace II  
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By:

A handwritten signature in black ink, appearing to read "Donald J. MacDonald", written over a horizontal line.

Donald J. MacDonald  
Attorney for Applicant  
Registration No. 42,823

PTO/SB/08A (04-07)

Approved for use through 09/30/2007. OMB 0651-0031  
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Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1
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of 1

**Complete if Known**

Application Number	10/043,681
Filing Date	January 10, 2002
First Named Inventor	Ernst Markart
Art Unit	1743
Examiner Name	Hyun, Paul Sang Hwa
Attorney Docket Number	3597-0013-1

## U. S. PATENT DOCUMENTS

[illegible]

**FOREIGN PATENT DOCUMENTS**

FOREIGN PATENT DOCUMENTS						T <sup>6</sup>
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	
		Country Code <sup>2</sup> Number <sup>3</sup> Kind Code <sup>4</sup> (if known)	MM-DD-YYYY			
		EP 0 319 922	06-14-1989	Gassenhuber		
		DE 77 25 947 U1	12-01-1977	Maluche		

Examiner

**Signature**

Date \_\_\_\_\_

Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*Applicant's unique citation designation number (optional). \*See Kinds Codes and USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. \*For Office that issued the document, by the two-letter code (WIPO Standard ST.3). \*For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \*Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. \*Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this time should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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